

CIVIL COMPLAINT FORM TO BE USED BY A *PRO SE* PRISONER

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

Jemaine Wilkins <sup>st</sup> 20210000166  
Full Name of Plaintiff Inmate Number

v.

Civil No. 1:21-CV-1094  
(to be filled in by the Clerk's Office)

Garry Haidle  
Name of Defendant 1

☒ Demand for Jury Trial  
☐ No Jury Trial Demand

C/R Rivera  
Name of Defendant 2

Nurse Holiet  
Name of Defendant 3

Nurse Christine  
Name of Defendant 4

PA Catrisse  
Name of Defendant 5

(Print the names of all defendants. If the names of all  
defendants do not fit in this space, you may attach  
additional pages. Do not include addresses in this  
section).

FILED  
SCRANTON  
JUN 22 2021  
PER \_\_\_\_\_  
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I. NATURE OF COMPLAINT

Indicate below the federal legal basis for your claim, if known.

- ☒ Civil Rights Action under 42 U.S.C. § 1983 (state, county, or municipal defendants)  
☐ Civil Rights Action under Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388  
(1971) (federal defendants)  
☐ Negligence Action under the Federal Tort Claims Act (FTCA), 28 U.S.C. § 1346, against the  
United States

Capt. PAGE (1)

Nurse Todd

NAME of Defendant ~~7~~

Nurse Mills

NAME of Defendant ~~7~~

Sgt. Armond

NAME of Defendant ~~8~~

II. ADDRESSES AND INFORMATION

A. PLAINTIFF

Wilkins Jamarie

Name (Last, First, MI)

✓ 20210000166

Inmate Number

MCCF

Place of Confinement

4250 MANOR DRIVE

Address

Stroudsburg Monroe, PENNSYLVANIA 18260

City, County, State, Zip Code

Indicate whether you are a prisoner or other confined person as follows:

- ✓ ☐ Pretrial detainee  
☐ Civilly committed detainee  
☐ Immigration detainee  
☐ Convicted and sentenced state prisoner  
☐ Convicted and sentenced federal prisoner

B. DEFENDANT(S)

Provide the information below for each defendant. Attach additional pages if needed.

Make sure that the defendant(s) listed below are identical to those contained in the caption. If incorrect information is provided, it could result in the delay or prevention of service of the complaint.

Defendant 1:

Haide Garry

Name (Last, First)

warden

Current Job Title

4250 Manor Drive

Current Work Address

Stroudsburg Monroe, PA 18260

City, County, State, Zip Code

Defendant 2:

Rivera

Name (Last, First)

CP

Current Job Title

4250 MAJOR DRIVE

Current Work Address

Stroudsburg, Monroe, PA, 18360

City, County, State, Zip Code

Defendant 3:

Haile

Name (Last, First)

Nurse

Current Job Title

4250 MAJOR DRIVE

Current Work Address

Stroudsburg, Monroe, PA 18360

City, County, State, Zip Code

Defendant 4:

Christine

Name (Last, First)

Nurse

Current Job Title

4250 MAJOR DRIVE

Current Work Address

Stroudsburg, Monroe, PA 18360

City, County, State, Zip Code

Defendant 5:

Catrisse

Name (Last, First)

P/A

Current Job Title

4250 MAJOR DRIVE

Current Work Address

Stroudsburg, Monroe, PA, 18360

City, County, State, Zip Code

Cont. B-II

Defendant 6:

Nurse Todd

4250 Manor Drive

Stroudsburg, PA 18360

Defendant 7:

Mills

Nurse

4250 Manor Drive

Stroudsburg, PA 18360

Defendant 8:

Armond

Set

4250 Manor Drive

Stroudsburg, PA 18360

### III. STATEMENT OF FACTS

State only the facts of your claim below. Include all the facts you consider important. Attach additional pages if needed.

A. Describe where and when the events giving rise to your claim(s) arose.

① MOCF at A-unit cell #12  
on or around June 1 2021

B. On what date did the events giving rise to your claim(s) occur?

Tuesday June 8th

C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what?) 'all 2021' - approximately

On or around June 1st I filed a sick call about a 'large lump on my hip' and I did not get a reply. On the 3rd of June I mentioned to C/O Rivera that my hip was hurting, he called medical and they told him I had to file another sick call. I filed another sick call, on Sat June 5th when the nurse Haliet came I complained again and she told me to write another sick call and I wrote another sick call and on June 6th I saw nurse ~~XXXX~~ Christine in medical and when she looked at it, I asked what it is, she said MRSA - Methicillin Resistant Staphylococcus Aureus (Bacterium) then Christine took a swab and I placed on male intake (reception) quarantined for 2 days, then on June 9th I was placed on Bunt (ad seg) Isolation quarantine. I was given a medication treatment that I would be quarantined for 10 days, this MRSA bump bust which I had

puss and blood in my underclothes... I saw Catrissse who is the (RN), I never saw a Doctor and requested to see a Dr. or taken to the hospital but I was denied... Now (RN) Catrissse gave up a different diagnosis as I got a big hole in my hip and is trying to cover it up to downgrade it as Staph infection when in all reality it is MRSA. On June 16th is when I saw Catrissse and I also asked about my return to general pop because it was only suppose to be 10 days guarantee, my head was being held, the my bed on A-unit was given up to another inmate and Catrissse told me because my wound did not heal I could not go back to Gen. Pop.. On June 18th the medication stopped while I still have a hole in my hip from MRSA... I've been seeking a grievance for over 2 weeks, I'm now going to medical for round care every day since June 16th and I am in a lot of pain, did not come in with MRSA, been confirmed since Feb. 24, 2021, should of never caught MRSA and this complaint was filed... I saw Nurse Willis weeks. June 16th, 17th; Nurse Christine Fri. June 18th; and Sat. June 19th I saw Nurse Todd. Today I still have a big hole in my (Plate Hip) and I should of never caught MRSA in this facility... And as of this day Sat. Arnold and NCCF has a practice of not submitting grievances so one can redress a grievable cognizable non-frivolous claims. And all this is messing with my mind psychologically because I am being punished (ISO) for catching a bacteria infection due to the uncleanness, unsanitary, giving used clothes, sheets, underclothes upon commitment and overcrowding of this facility, and has failed to instruct on

prevention of infectious diseases and are  
 transmitting diseases by failing to thoroughly  
 clean this jail or before an inmate move in  
 the cell... I asked Nurse Todd to take a  
 picture of my wound and I was denied  
 stating: (it has to come from an) but as of  
 this day I have yet to see a on or an  
 disease infection specialist and warden handle  
 condoning and allowing inmates to receive filthy,  
 soiled, dirty t-shirts, underwear, socks, sheets, and  
 mattresses (Nurses for quarters with those records  
 what are missing for new inmate accommodations,  
 clothing, sheets) that they keep giving us their  
 (used) dirty clothing / sheets that is transmitting  
 infectious diseases... defendants failed to  
 protect me from this disease causing me to  
 have a deep, open, hole in my leg that's painful.  
 Sgt. Armond still refuses to submit to a  
 grievance after numerous requests



#### IV. LEGAL CLAIM(S)

You are not required to make legal argument or cite any cases or statutes. However, state what constitutional rights, statutes, or laws you believe were violated by the above actions. If you intend to assert multiple claims, number and set forth each claim in separate paragraphs. Attach additional pages if needed.

The defendants (All) has acted under color of state law, of a pretrial detainee, acted with deliberate indifference to my medical needs, failed to protect causing me severe mental and physical pain invoking the 8th Amendment of the U.S. Constitution - cruel and unusual punishment. Citing denial of medical care and failure to protect...

#### V. INJURY

Describe with specificity what injury, harm, or damages you suffered because of the events described above.

a deep, open, painful wound on my right hip; pain and suffering; and mental anguish caused by defendants

#### VI. RELIEF

State exactly what you want the court to do for you. For example, you may be seeking money damages, you may want the court to order a defendant to do something or stop doing something, or you may be seeking both types of relief. If you are seeking monetary relief, state your request generally. Do not request a specific amount of money.

(1) for defendants to pay cost and fees associated with this case; (2) I seek money damages in the amount of \$10,000 compensatory and \$10,000 in punitive damages; (3) order defendants to throw away all the from each defendant

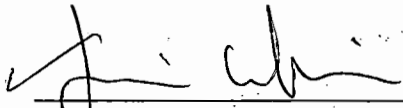
used clothes (undershirts, t-shirts, underwear, sheets and mattresses) that are open growing bacteria when we is to get new everything upon arrival especially with covid-19 and other infection disease spreading throughout this facility. (4) declare that defendants acted with deliberate indifference to my medical needs (claims) involving 8th Amendment / denial of adequate medical care and those actions is unconstitutional.

- (5) I seek compensatory, and punitive damages against each defendant for 8th Amendment violations. (6) order Sgt. Armona to immediately submit a grievance he refuses to submit after numerous request / asks for him to submit, or this matter is thoroughly exhausted with MCF because they have a policy of not submitting grievances so inmates can grievable cognizable non-frivolous claims. (7) for defendants to immediately take me to the hospital to see a disease (infection) specialist and for this facility to follow the Dr. orders of treatment.

## VII. SIGNATURE

By signing this complaint, you represent to the court that the facts alleged are true to the best of your knowledge and are supported by evidence, that those facts show a violation of law, and that you are not filing this complaint to harass another person or for any other improper purpose.

Local Rule of Court 83.18 requires *pro se* plaintiffs to keep the court informed of their current address. If your address changes while your lawsuit is being litigated, you must immediately inform the court of the change in writing. By signing and submitting the complaint form, you agree to provide the Clerk's Office with any changes to your address where case-related papers may be served, and you acknowledge that your failure to keep a current address on file with the Clerk's Office may result in dismissal of your case.

  
\_\_\_\_\_  
Signature of Plaintiff

6-20-21

  
\_\_\_\_\_  
Date

## Meticillin-Resistant *Staphylococcus Aureus*: (MRSA)

Is several variation of bacterium I caught  
 P. MRSA resulting in infection, a bump that  
 burst resulting in a big painful hole on my  
 right hip to my body by either through  
~~direct contact~~ with infected individuals or  
 through ~~direct contact~~ with material that  
 have been exposed to the bacteria (i.e. used  
 clothes given upon placement P. MRSA (socks,  
 towels, t-shirt, underclothes, sheets) sharing those same  
 clothes with infected inmates (because we are  
 not given ~~new~~ new clothes, all used) and MRSA  
 has an illegal practice of superspreading infectious  
 diseases. MRSA has an illegal practice of not  
 thoroughly cleaning cells before placement in the  
 cell or allowing one to clean mattresses, and  
 some mattresses are ripped open, water soaks it,  
 bacteria builds, and not thoroughly cleaning  
 the unit (Phones, chairs, remotes, door handles,  
 showers, railings) resulting in unsanitary  
 conditions and with the overcrowdedness I was  
 exposed to MRSA, not thoroughly treated to  
 my serious medical needs citing 8th Amend.  
 deliberate indifference / failure to protect.

- Exposure to MRSA is a serious medical need  
 Lopez v. McGrath, 2007 WL 1577898, \*5 (W.D. Cal.  
 May 31, 2007)

- Also see case law P. Mitchell v. City of Bucks,  
 455 F.3d 418, 421 (3d Cir. 2006); Bower v. City  
 of Philadelphia, 2007 WL 219651, \*15 (E.D. Pa.  
 Jan. 25, 2007)

← are:

1.

Facility @ MCCF; the director. Failed to  
notify of MRSA outbreaks, and the gross  
inadequate medical treatment, failure to keep  
the blocks, showers, cots cleaned and sanitizing  
condition of not throwing out old soiled open  
mats, (that's building bacteria), giving us used  
and soiled/dirty clothing and haven't given out  
new clothes since 1994 (And makes me question  
whether HMO & AD this facility works with the  
major SPREAD DISEASE with these very dirty  
HMO coats/covers...) and failure to instruct  
inmates on prevention of infectious diseases (as  
there's also a covid-19 outbreak in this  
facility) and this deliberate indifference  
to the risk of transmitting the disease in this  
facility from one to another I was infected  
and state an 8th Amendment claim and the  
evidence will reflect how I caught MRSA  
and the pain, suffering, and mental anguish  
of now medical want to downplay the original  
diagnosis..



*Cueco v. Moritsugu*, 222 F.3d 99, 106-07  
2d Cir. 2000 - holding that pretrial detainees' medical care claims invoke the 8th Amendment deliberate indifference

- adequate and accurate record keeping is critical; and absent or deficient records create 'the possibility of disaster.'
- destruction or tampering with medical records unconstitutional
- this jail and prison officials have an obligation to protect prisoners from the risk of infectious diseases (and did not protect me because I caught MRSA they trying to downplay as a Staph infection but this jail is so dirty and the fail to medically screen inmates here @ MCCF and why so many diseases are spreaded...)
- I was contagious allegedly by placing me house alone / rec alone, if it was just a staph infection it would not warranted quarantining. Now you downplay it from MRSA to Staph infection so I was treated wrongly your saying...? It's still *Staphylococcus AUREUS BACTERIUM* I caught here, because I did not come in this jail with it so you failed to protect me from catching this bacteria
- the evidence is clear...
- they are failing to submit a grievance because you got a claim w/ preliminary injunction for this

throw

Place to ~~throw~~ away all these old as used clothes and provide all new shit (sheets, socks, underclothes, towels etc...)

- tell medical (by request) you want a photo of your staphylococcus aureus bacterium you caught on your body, and write down everybody name involved including PA, nurses, dr. etc. citing gross inadequate treatment, failure to protect and 8th Amendment deliberate indifference claims... Pain and suffering and mental anguish by punishing you, not putting you back on the unit by giving my bed up in this overcrowded jail; now resulting in malpractice because I'm wrongly diagnosed and can prove it... which required an expert analysis

- Need to take photos of staph (staph) by request slip...

you got a claim bro...

pursue it...

- MONDAY, have pink request have go call Sgt Armond about grievances request (twice) 2 times...

Jamaine Wilkins # 20210000166  
NCCF  
4250 Manor Drive Mccf  
Stroudsburg Pa 18360



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JUN 22 2021

PER

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United States District Court  
Middle District of PA  
235 N. Washington Avenue  
P.O. Box 1148  
Scranton PA 18501-1148